



Attorney Docket No.: Beiersdorf 598-WCG
: 6713 St-ar

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3-14-02

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action

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Stefan BODENSCHATZ et al.
Serial No. : 09/445,065
Filed : December 1, 1999
For : BANDAGE FOR THE ARM WITH ENCLOSURE FOR
THE SHOULDER
Art Unit : 3764
Examiner : Denise M. Pothier

January 3, 2002

Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

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**REQUEST FOR COPY OF REFERENCE
AND
RESTART OF PERIOD FOR REPLY**

Sir:

The Office Action mailed 12/12/2001 was received by the undersigned on
12/18/01, without a copy of SU 321252 (Reference N).


This is a serious omission, as the Examiner bases an anticipation rejection on
this reference. Applicants cannot possibly respond to the rejection without first having
an opportunity to study the reference.

The absence of a copy of the reference deprives Applicants of the shortened statutory period of three months to reply.

It is therefore respectfully requested that a copy of the reference N be provided, and that the statutory period for response be reset.

Respectfully submitted

NORRIS, McLAUGHLIN & MARCUS

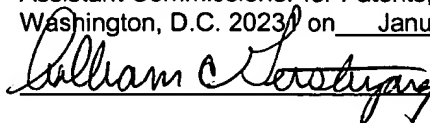
By 
William C. Gerstenzang
Reg. No. 27,552

WCG:gb

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30th Floor
New York, New York 10017
(212) 808-0700

P.S. A copy of reference N was faxed to Applicants on January 3, 2002, after this paper had already been prepared. The period for response should nevertheless be restarted.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20230 on January 3, 2002



Date January 3, 2002

Please type a plus sign (+) inside this box

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. Department of Commerce

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TRANSMITTAL FORM (To be used for all correspondence after initial filing)		Application Number	09/445,065
		Filing Date	December 1, 1999
		First Named Inventor	Stefan Bodenschatz
		Group Art Number	3764
		Examiner Name	Denise M. Pothier
Total Number of Pages in This Submission		Attorney Docket Number	Beiersdorf 598-WCG

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip(PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Response to Supplemental Restriction Requirement <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): - Request for Copy of Reference and Restart of Period for Reply
Remarks:		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William C. Gerstenzang Norris, McLaughlin & Marcus, P.A.
Signature	<i>William C. Gerstenzang</i> Reg. No. 27,552
Date	January 3, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: January 3, 2002			
Typed or printed name	William C. Gerstenzang		
Signature	<i>William C. Gerstenzang</i>	Date	January 3, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.